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**Federal Communications Commission**

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**Before the  
Federal Communications Commission  
Washington, D.C. 20554**

In the Matter of	)	
	)	
City of Terre Haute Indiana	)	File No. EB-03-CG-330
ASR# 1233206	)	
Terre Haute, IN	)	NOV No. V20033232002

**NOTICE OF VIOLATION**

**Released: August 7, 2003**

By the District Director, Chicago, Illinois, Office, Enforcement Bureau:

1. This is a Notice of Violation ("Notice") issued pursuant to Section 1.89 of the Commission's Rules,<sup>1</sup> to the City of Terre Haute Indiana.

2. On July 23, 2003, an agent of the Commission's Chicago Office inspected the antenna structure, Registration Number 1233206, located in Terre Haute, Indiana, and observed the following violation(s):

- a. 47 C.F.R. § 17.4(g): "... the Antenna Structure Registration Number must be displayed in a conspicuous place so that it is readily visible near the base of the antenna structure." The agent observed during inspection that the owner had not displayed the number.
- b. 47 C.F.R. § 17.50: "Antenna structures requiring painting shall be cleaned or repainted as often as necessary to maintain good visibility." The paint on the antenna structure was significantly faded.

3. Pursuant to Section 308(b) of the Communications Act of 1934, as amended,<sup>2</sup> and Section 1.89 of the Commission's Rules, the City of Terre Haute, Indiana, must submit a written statement concerning this matter within 20 days of release of this Notice. The response must fully explain each violation, must contain a statement of the specific action(s) taken to correct each violation and preclude recurrence, and should include a time line for completion of pending corrective action(s). The response must be complete in itself and signed by a principal or officer of the owner with personal knowledge of the matter. All replies and documentation sent in response to this Notice should be marked with the File No. and NOV No. specified above, and mailed to the following address:

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<sup>1</sup> 47 C.F.R. § 1.89.

<sup>2</sup> 47 U.S.C. § 308(b).

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Federal Communications Commission  
Chicago Office  
1550 Northwest Highway, Room 306  
Park Ridge, IL 60068

4. This Notice shall be sent to the City of Terre Haute Indiana, 17 Harding St., Terre Haute, IN 47802.

5. The Privacy Act of 1974<sup>3</sup> requires that we advise you that the Commission will use all relevant material information before it, including any information disclosed in your reply, to determine what, if any, enforcement action is required to ensure compliance. Any false statement made knowingly and willfully in reply to this Notice is punishable by fine or imprisonment under Title 18 of the U.S. Code.<sup>4</sup>

FEDERAL COMMUNICATIONS COMMISSION

G. Michael Moffitt  
District Director  
Chicago Office

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<sup>3</sup> P.L. 93-579, 5 U.S.C. § 552a(e)(3).

<sup>4</sup> 18 U.S.C. § 1001 *et seq.*